

IN THE MATTER OF THE LICENSURE DISCIPLINE OF
JEFFERY L. ALLYN, MD, LICENSEE
No. 02-1996-308

STATEMENT OF CHARGES
&
INFORMAL SETTLEMENT
(combined)

FILE

BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE LICENSURE DISCIPLINE OF

JEFFERY L. ALLYN, MD, LICENSEE

No. 02-96-308

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&
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(combined)

COMES NOW the Iowa Board of Medical Examiners (the Board), and Jeffery L. Allyn, MD (the Licensee), and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into the following Statement of Charges and Informal Settlement.

STATEMENT OF CHARGES

1. The Licensee was issued license number 25627 to practice medicine and surgery in Iowa on July 31, 1986. The license is valid and will next expire on November 1, 1997.

2. In mid-1996 the Licensee's ability to practice medicine safely and skillfully became impaired due to substance abuse.

3. The Licensee voluntarily entered into, and successfully completed, an inpatient substance treatment program. The Licensee is currently continuing in outpatient treatment.

4. Pursuant to pertinent provisions of the Code of Iowa and Iowa Administrative Code rules the Board is authorized to impose discipline against the Licensee.

INFORMAL SETTLEMENT

5. The Board has jurisdiction over the parties and subject matter herein.

6. The Licensee admits the allegations of the Statement of Charges.

7. Immediately upon the Board's approval of this Statement of Charges and Informal Settlement the Licensee's Iowa medical license shall be on probation for five (5) years under the following terms and conditions:

- a) The Licensee shall not consume alcohol.
- b) The Licensee shall not use any controlled or prescription drug in any form unless the controlled or prescription drug has been prescribed for the Licensee's use by another duly licensed treating physician or other qualified treating health care provider. The Licensee shall inform any treating physician or other treating health care provider of his history of substance abuse before receiving any controlled or prescription drug.
- c) The Licensee shall provide witnessed blood or urine specimens on demand by an agent of the Board. The specimens shall be used for alcohol screening all costs of which shall be paid by the Licensee.
- d) The Licensee shall, within thirty (30) days of the date of the Board's approval of this Informal Settlement, submit to the Board the names and curriculum vitae of three physicians or counselors. The Board may approve one of the three to provide

support to the Licensee in ensuring the Licensee's continued participation in substance abuse treatment and the Licensee's compliance with the terms and conditions of this Informal Settlement. As a condition of approval the physician or counselor shall agree to provide written quarterly reports to the Board concerning the Licensee substance abuse treatment and compliance to the terms and conditions of this Informal Settlement. The reports shall be filed with the Board not later than January 20, April 20, July 20 and October 20 of each year of the Licensee's probation.

e) The Licensee shall file sworn quarterly reports with the Board attesting to his compliance with all the terms and conditions of this Informal Settlement. The reports shall be filed not later than January 10, April 10, July 10 and October 10 of each year of the Licensee's probation.

f) The Licensee shall attend at least three (3) meetings of Alcoholics Anonymous (AA) or a similar organization weekly. The Licensee shall append to each quarterly report referred to paragraph 7-e herein, statements signed or initialed by another person in attendance at the meetings attesting to the Licensee's attendance. The statement shall include the time, date and location of the meetings attended.

g) The Licensee shall make appearances before the Board or a Board committee annually or upon request. The Licensee shall be given reasonable notice of the date, time and location for the appearances.

h) The Licensee shall obey all federal, state and local laws, and all rules governing the practice of medicine in Iowa.

8. In the event the Licensee leaves Iowa to reside or to practice outside the state, the Licensee shall notify the Board in writing of the dates of departure and return. Evidence that the Licensee has failed to abide by the terms of subparagraphs 7-a, 7-b or 7-h of this Informal Settlement while outside the state shall constitute a violation thereof.

9. In the event the Licensee violates or fails to comply with any of the terms or conditions of this Informal Settlement, the Board may initiate action to revoke or suspend the Licensee's Iowa medical license or to impose other license discipline as authorized in Iowa Code chapters 272C and 148 and 653 IAC 12.2.


10. Upon full compliance with the terms and conditions of this Informal Settlement and upon expiration of the period of probation, the Licensee's Iowa medical license shall be restored to its full privileges free and clear of the terms of probation.

11. This Statement of Charges and Informal Settlement is the commencement and resolution of a contested case proceeding and is subject to approval of the Board. If the Board fails to approve this Statement of Charges and Informal Settlement, it shall be of no force or effect to either party.

12. By entering into this Statement of Charges and Informal Settlement agreement, the Licensee voluntarily waives any rights to a contested case hearing on the allegations contained in the

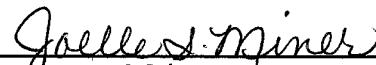
Statement of Charges, and waives any objections to the terms of the Informal Settlement.

13. The Board's approval of this Statement of Charges and Informal Settlement shall constitute a **FINAL ORDER** of the Board.



Jeffery L. Allyn, MD, Licensee



Subscribed and sworn to before me on December 13, 1996.


Notary Public, State of Iowa

This Statement of Charges and Informal Settlement is approved by the Board on Dec. 12, 1996.


James D. Collins, Jr., Chairperson
Iowa Board of Medical Examiners

c: Theresa O'Connell Weeg, Assistant Attorney General
Tim Krumm, Esq., Attorney for Dr. Allyn

DMC/* 12-09-96

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